The Office Action mailed May 3, 2007 has been received and the Examiner's comments

carefully reviewed. Claims 1-28 are rejected. Claims 1, 8, 15 and 22 have been amended. No

new matter has been added. The Applicants respectfully submit the following for consideration

Objection to the Title

The Office Action stated that the title of the invention is not descriptive and that a new

title is required that is clearly indicative of the invention to which the claims are directed. In

response, the Applicants have amended the title as suggested by the Examiner.

Claim Rejections

Claims 1-28 are rejected by the Office Action under 35 USC 101 because they disclose a

claimed invention that is an abstract idea as defined in the case In re Warmerdam, 33, F 3d 1354,

31 USPQ 2d 1754 (Fed. Cir. 1994). Claims 1-7 were also rejected as they were directed to non-

tangible embodiments. In response, the Applicants have amended the claims to address the

rejections and respectfully request the rejections be withdrawn.

Claims 1-28 were rejected on the ground of nonstatutory obviousness-type double

patenting as being unpatentable over claims 1-25 of U.S. Patent No. 7,082,376. Although the

conflicting claims are not identical, they are not patentably distinct from each other because the

claimed invention recites similar claimed subject matter. In response, the Applicants have filed a

terminal disclaimer to overcome the rejection.

Page 8 of 9

## Conclusion

In view of the foregoing amendments and remarks, all pending claims are believed to be allowable and the application is in condition for allowance. Therefore, a Notice of Allowance is respectfully requested. Should the Examiner have any further issues regarding this application, the Examiner is requested to contact the undersigned attorney for the applicant at the telephone number provided below.

Respectfully submitted,

MERCHANT & GOULD P.C.

Timothy P. Sullivan

Registration No. 47,981 Direct Dial: 206.342.6254

MERCHANT & GOULD P.C. P. O. Box 2903 Minneapolis, Minnesota 55402-0903

206.342.6200

27488

PATENT TRADEMARK OFFICE